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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SECURITIES AND EXCHANGE COMMISSION, No. CV 08 80189 MISC WHA

Applicant,

vs.

CHARLES ADAMS,

Respondent.

**STIPULATION AND ~~PROPOSED~~ ORDER
TO VACATE THE DATE FOR HEARING
PLAINTIFF'S APPLICATION TO
COMPEL COMPLIANCE WITH
ADMINISTRATIVE SUBPOENAS**

Plaintiff Securities and Exchange Commission and Respondent Charles Adams (the
"Parties"), by and through their respective counsel, respectfully submit this stipulation for the Court's
approval:

WHEREAS, the Court has ordered a hearing on October 30, 2008 on the Securities and
Exchange Commission's Application for an Order Compelling Compliance with Administrative
Subpoenas.

Stipulation and ~~Proposed~~ Order to Vacate Hearing Date 1
on Pl. App. to Compel Compliance with Administrative
Subpoenas

1 WHEREAS, Respondent, through counsel, appeared for sworn testimony on October 21,
2 2008, during which he invoked his Fifth Amendment right against self-incrimination.

3 THEREFORE, the Parties stipulate and agree, and respectfully request the Court, to vacate
4 the October 30, 2008 hearing on the Commission's application.

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6 IT IS SO STIPULATED:

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8 Dated: 10/28/2008

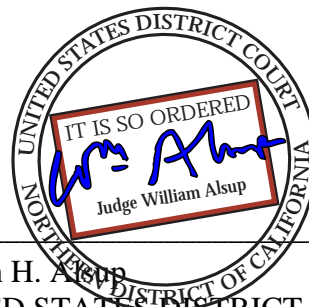
/s/ Susan Fleischmann
Susan Fleischmann, Esq.
SECURITIES AND EXCHANGE COMMISSION

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10 Dated: 10/28/2008

/s/ Allan M. Lerner
Allan M. Lerner, Esq.
LAW OFFICES OF ALLAN M. LERNER, P.A.

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15 IT IS SO ORDERED:

16 Dated: October 29, 2008



William H. Alsup
UNITED STATES DISTRICT JUDGE